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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/762,259	02/02/2001	Renate Zygan-Maus	SIEM0018U/US	2819
31518	7590	05/26/2004	EXAMINER	
NEIFELD IP LAW, PC 2001 JEFFERSON DAVIS HIGHWAY ARLINGTON, VA 22202			SOBUTKA, PHILIP	
			ART UNIT	PAPER NUMBER
			2684	
DATE MAILED: 05/26/2004				15

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/762,259

Applicant(s)

ZYGAN-MAUS, RENATE

Examiner

Philip J. Sobutka

Art Unit

2684

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 02 February 2001.
- 2a) ☒ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-6 is/are rejected.
- 7) ☒ Claim(s) 7-10 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. §§ 119 and 120

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 13) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.
- a) ☐ The translation of the foreign language provisional application has been received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

Attachment(s)

- ☐ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____
- ☐ Interview Summary (PTO-413) Paper No(s). _____
- ☐ Notice of Informal Patent Application (PTO-152)
- ☐ Other: _____

DETAILED ACTION

Claim Rejections - 35 USC § 103

1. Claims 1-6 are rejected under 35 U.S.C. 103(a) as being unpatentable over Ghisler et al (US 5,539,807).

Consider claim 6. Ghisler teaches logic comprising: means for accepting a request for administering a function of a service via a mobile terminal of a mobile network (Ghisler see especially col 5, lines 5-40); note that it is inherent in the system of Ghisler that the system identify the mobile subscriber; means informing the system of a connection number of a fixed network terminal (Ghisler see especially col 5, lines 5-40); means for allocating the connection number communicated after instructing the mobile subscriber (Ghisler see especially col 6, lines 5-16); and means for controlling a handling of a call initiated from the fixed network terminal device via the service, the call being charged, "allocated" to the mobile subscriber (Ghisler see especially col 6, lines 17-30). Ghisler differs from the claims in that Ghisler enters the fixed terminal number initially rather than being prompted. Official notice is taken that it is notoriously well known in the art to use prompts in order to ensure that the user properly executes the procedure. It would have been obvious to one of ordinary skill in the art for the arrangement of Ghisler to prompt the user for the fixed number in order to ensure that the user properly executes the procedure.

As to claim 1, the arrangement of Ghisler as modified above would perform the claimed steps.

As to claims 2, 5, note that Ghisler's arrangement includes the user of a code, a PIN (Ghisler see especially col 5, line 55 – col 6, line 5).

As to claims 3, 6, note that Ghisler's arrangement ends after completion of the call (Ghisler col 4, lines 60-65).

Allowable Subject Matter

2. Claims 7-10 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Consider claims 7 and 9. The nearest prior art as shown in Ghisler fails to teach the method of claims 1 or 4 respectively wherein the fixed network terminal device is registered and assigned to the mobile network subscriber for a definable time duration.

Consider claims 8 and 10. The nearest prior art as shown in Ghisler fails to teach the method of claims 1 or 4 respectively wherein the fixed network terminal device is registered and assigned to the mobile network subscriber until an explicit deregistration.

Response to Arguments

3. Applicant's arguments filed March 22, 2004 have been fully considered but they are not persuasive.

Applicant's arguments are based on the fact that the instant invention registers for defined periods or until an explicit deregistration, however these limitations are not present in the independent claims, as apparently acknowledged by applicant in the addition of these features to the new claims, which have been allowed.

Conclusion

4. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Philip J. Sobutka whose telephone number is 703-305-4825. The examiner can normally be reached on Monday-Friday 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nay Maung can be reached on 703-308-7745. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9314 for regular communications and 703-872-9314 for After Final communications.

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-4700.

Philip Sobutka



NAY MAUNG
SUPERVISORY PATENT EXAMINER

Pjs
May 20, 2004